

MINUTES
NEOSHO CITY COUNCIL
January 6, 2015 - 7:00 p.m.
City Hall – Council Chambers
203 E. Main St., Neosho, MO

OPENING PRAYER & PLEDGE OF ALLEGIANCE

Aaron Decker gave the opening prayer and Mayor Davidson led the Pledge of Allegiance.

A quorum being present, Mayor Davidson called the meeting to order at 7:00 p.m.

ROLL CALL

COUNCIL PRESENT:

Richard Davidson
Charles Collinsworth
David Ruth
Tom Workman

COUNCIL ABSENT:

Steve Hart

CITY OFFICERS PRESENT:

Steven Hays, City Attorney; Troy Royer, City Manager; Nora Houdyshell, City Clerk

CITY STAFF PRESENT:

David Kennedy, Police Chief	Mike Eads, Fire Chief
Ryan Long, Public Works Director	Daphne Pevahouse, Finance Director
Pam Baker, Human Resources Director	Duane Lynch, Utilities Director
Amy Moritz, Parks Director	Dana Daniel, Director of Economic Development
Maron Towse, Golf Course Manager	Wes Franklin, Public Relations/Events Coordinator

EXCUSED ABSENCE:

Motion to excuse Councilman Hart's absence from this meeting by Councilman Ruth and seconded by Councilman Workman.

Roll call vote:

Charles Collinsworth – Yes
Richard Davidson – Yes
David Ruth – Yes
Tom Workman - Yes

Motion carried.

APPROVAL OF AGENDA

Motion was made to approve the agenda as presented by Councilman Collinsworth and seconded by Councilman Workman. The motion passed unanimously.

CONSENT AGENDA:

Motion to approve the consent agenda items as listed by Councilman Workman and seconded by Councilman Collinsworth.

Roll call vote:

Richard Davidson – Yes
David Ruth – Yes
Tom Workman – Yes
Charles Collinsworth - Yes

Motion carried.

MINUTES:

The minutes of December 16, 2014, Regular Session and December 31, 2014, Special Session was approved as presented.

VISITOR BUSINESS

There was none.

UNFINISHED BUSINESS

Easement Ownership and consideration of disposal – Discussion Only

City Manager Royer gave an update regarding the status of the title work. He stated Mr. Daniel obtained a deed from MoDOT to the City which was turned into Newton County Title to assist with the search.

City Attorney Hays reminded Mr. Royer, should this be accepted by the council, the deed from MoDOT to the City would need to be recorded before the Easement Deed from the City.

Bill No. 2014-648...Providing that the revenues and expenditures budget be amended for the Fiscal Year beginning October 1, 2014, and ending September 30, 2015...2nd and 3rd Reading. (City Clerk)

Bill No. 2014-648 for Ordinance No. 01-2015 was read by title only by Mr. Hays.

Motion to pass Bill No. 2014-648 on second and third readings by Councilman Ruth and seconded by Councilman Workman

Roll call vote:

David Ruth – Yes
Tom Workman – Yes
Charles Collinsworth - Yes
Richard Davidson – Yes

Motion carried.

BID

Public Relations/Events Coordinator – 2015 Celebrate Neosho Fireworks

Mr. Franklin gave an overview of bids obtained for the 2015 Celebrate Neosho Fireworks and recommended the council accept the bid from AM Pyrotechnics.

Bids were received from the following:

J&M Displays, Inc.; Yarmouth, IA

- \$9,500 fireworks show: 1,096 shells from 3” to 4” in diameter
- \$9,900 fireworks show: 1,439 shells from 3” to 6” in diameter
- \$10,000 fireworks show: 1,837 shells from 3” to 4” in diameter

Premier Pyrotechnics; Richland, Mo

- \$10,000 fireworks show: 813 shells from 2.5” to 6” in diameter

AM Pyrotechnics; Buffalo, Mo

- \$9,671.92 fireworks show: 1,466 shells from 3” to 10” in diameter

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Motion to accept bid from AM Pyrotechnics in the amount of \$9,671.92 by Councilman Collinsworth and seconded by Councilman Workman

Roll call vote:

Tom Workman – Yes
Charles Collinsworth – Yes
Richard Davidson - Yes
David Ruth – Yes

Motion carried.

CORRESPONDENCE

There was none.

NEW BUSINESS

Bill No. 2015-649...Providing for the amendment of Code Chapter 430.180, Stormwater Runoff Management, Article V, of the city Code or Ordinances...1st Reading.

Bill No. 2015-649 was read by title only by Mr. Hays.

Motion to pass Bill No. 2015-649 on first reading by Councilman Workman and seconded by Councilman Collinsworth

Economic Development Director Daniel stated in 2008 the guidelines from DNR were revised and the City was informed their Code needed amended to be in compliance. He explained Mr. John Harrington, Code Enforcement Officer has provided the minimum requirements necessary to comply in the ordinance provided for approval. Mr. Daniel also stated this specific section will apply to construction site storm water runoff control or land disturbance.

City Attorney Hays stated most cities have addressed these issues in their Code. He informed council Neosho needs to take action and not prolong this process any further.

Councilman Collinsworth stated concerns regarding the enforcement and inquired as to fiscal impact.

Discussion followed.

Roll call vote:

Charles Collinsworth – Yes
Richard Davidson – Yes
David Ruth – No
Tom Workman - Yes

Motion carried.

Bill No. 2015-650...Providing for the Amendment of Code Chapter 430.190 and 430.200, Stormwater Runoff Management, Article VI, of the City Code of Ordinances...1st Reading.

Bill No. 2015-650 was read by title only by Mr. Hays.

Motion to pass Bill No. 2015-650 on first reading by Councilman Collinsworth and seconded by Councilman Workman

Economic Development Director Daniel stated this section is to address illicit discharge detection and elimination of pollutants.

Discussion followed.

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Mr. John Harrington explained if there was a violation the person would be notified through a discussion and if repeated would be issued a ticket to be addressed in Municipal Court.

Councilmen Collinsworth, Workman and Ruth stated appreciation to Mr. Daniel and Mr. Harrington for their hard work and sensible solution during this process.

Roll call vote:

Richard Davidson – Yes
David Ruth – Yes
Tom Workman – Yes
Charles Collinsworth - Yes

Motion carried.

Bill No. 2015-651...Establishing procedures to report personal financial disclosure statements and conflicts of interest for certain municipal officials...1st Reading.

Bill No. 2015-651 was read by title only by Mr. Hays.

City Clerk Houdyshell stated this is required by the MEC to ensure the required individuals submit personal financial disclosures.

Motion to pass Bill No. 2015-651 on first reading by Councilman Workman and seconded by Councilman Collinsworth

Roll call vote:

David Ruth – Yes
Tom Workman – Yes
Charles Collinsworth - Yes
Richard Davidson – Yes

Motion carried.

Resolution Bill No. 2015-01...Notifying the Council of the destruction of City records.

Resolution Bill No. 2015-01 for Resolution 151-2015 was read by title only by Mr. Hays.

City Clerk Houdyshell stated per code, this is notification of documents that have met retention and been destroyed.

Motion to adopt Resolution Bill No. 2015-01 by Councilman Workman and seconded by Councilman Ruth

Roll call vote:

Tom Workman – Yes
Charles Collinsworth – Yes
Richard Davidson - Yes
David Ruth – Yes

Motion carried.

Consider approval of road closure as submitted by Neosho National Fish Hatchery.

Economic Development Director Daniel stated the Neosho Fish Hatchery has requested closure of approximately 400 feet of Park Street. He explained this portion of the street is bordered by property that is currently owned by US Fish and Wildlife Services and would make the area more secure. Mr. Daniel informed council, if approved, there would be a gate placed by the Hatchery, providing City staff a key as the street would be owned and maintained by the City.

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Motion to approve road closure subject to Ordinance approval by Councilman Ruth and seconded by Councilman Workman

Roll call vote:

Charles Collinsworth – Yes
Richard Davidson – Yes
David Ruth – Yes
Tom Workman - Yes

Motion carried.

Consider approval of reimbursement request from Community Development Block Grant Program.

Economic Development Director Daniel stated this is to request a reimbursement for Harry S. Truman Coordinating Council's services along with beginning the close-out process for this grant.

Motion to approve the CDBG paperwork as presented and authorize Mayor to execute by Councilman Ruth and seconded by Councilman Workman

Roll call vote:

Richard Davidson – Yes
David Ruth – Yes
Tom Workman – Yes
Charles Collinsworth - Yes

Motion carried.

Consider approval of Assistant (Acting) City Manager pursuant to Article III, Section 3.05 of the City Charter.

City Manager Royer stated due to David McCracken's retirement and per City Charter, he is recommending the council approve Fire Chief Mike Eads as Assistant City Manager.

Motion naming Fire Chief Mike Eads as Assistant City Manager as required by City Charter by Councilman Workman and seconded by Councilman Collinsworth

Roll call vote:

David Ruth – Yes
Tom Workman – Yes
Charles Collinsworth - Yes
Richard Davidson – Yes

Motion carried.

Consider approval of the Ironwood Shredding Services Agreement.

City Clerk Houdyshell stated the Police Department is now required to have on-site shredding services forcing the current agreement to be amended.

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Motion to approve agreement between Ironwood Shredding and the City of Neosho and authorize Mayor to execute by Councilman Collinsworth and seconded by Councilman Workman

Roll call vote:

Tom Workman – Yes
Charles Collinsworth – Yes
Richard Davidson - Yes
David Ruth – Yes

Motion carried.

REPORT OF CITY OFFICERS

Troy Royer, City Manager – TDD Project

Mr. Royer informed council after receipt of Allgeier, Martin and Associate's review of the Transportation Development Project's plans; he has forwarded the comments to MoDOT and has received no response to date.

Richard Davidson, Mayor – Economic Development Policy

Mayor Davidson stated in lieu of the financial difficulty the City has overcome from 2010, he would recommend the council consider establishing an Economic Development Policy. He explained after research, most surrounding cities have established such a policy whereas Neosho has not. He further explained the policy would confirm the Council's support of Economic Development and ensure it to be done properly and fairly as well as guarantee transparency to the taxpayers.

Councilman Collinsworth stated support for the policy.

Mayor Davidson stated he would forward examples of policies to the City Clerk for distribution.

ADJOURN

Mayor Davison asked if there was any further business to come before Council, with no response he asked for a motion to adjourn the January 6, 2015, Regular Session City Council meeting.

Motion to adjourn by Councilman Ruth and seconded by Councilman Workman. Unanimous vote to adjourn.

Mayor Davidson adjourned the closed meeting at 8:45 p.m.

APPROVED:

NEOSHO CITY COUNCIL

Mayor

ATTEST:

City Clerk